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EXTRAORDINARY

भाग II—खण्ड 3—उपखण्ड (ii)

PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह असग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF COMMERCE

NOTIFICATION

New Delhi, the 15th July 1968

S.O. 2545.—Whereas the Central Government is of opinion that in exercise of the powers conferred by section 6 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), vinyl film and sheeting should be subject to quality control and inspection prior to export;

And whereas the Central Government has formulated the proposals specified below for the said purpose and has forwarded the same to the Export Inspection Council as required by sub-rule (2) of rule 11 of the Export (Quality Control and Inspection) Rules, 1964.

Now, therefore, in pursuance of the said sub-rule, the Central Government publishes the said proposals for information of the public likely to be affected thereby.

2. Notice is hereby given that any person desiring to forward any objection or suggestion with respect to the said proposals may forward the same within thirty days of the date of publication of this notification to the Export Inspection Council, World Trade Centre, 14/1B, Ezra Street (7th floor), Calcutta-1.

PROPOSALS

(1)To notify that vinyl film and sheeting shall be subject to quality control and Inspection prior to export.

(2) To specify the type of quality control and inspection in accordance with the draft Export of Vinyl Film and Sheeting (Inspection) Rules, 1968, as set out in the Annexure to this notification as the type of inspection which would be applied to such vinyl film and sheeting prior to their export.

(3) To recognise the specifications as declared by the exporter to be agreed specifications in the export contract for vinyl film and sheeting.

(4) To prohibit the export, in the course of international trade of such vinyl film and sheeting unless the same are accompanied by a certificate of inspection issued by the Export Inspection Agency in accordance with the Export of Vinyl Film and Sheeting (Inspection) Rules, 1968.

3. Nothing in this notification shall apply to the export by sea, land or air of samples of vinyl film and sheeting to prospective buyers.

4. In this notification 'vinyl film and sheeting' shall mean printed or unprinted, unsupported flexible vinyl film and sheeting of laminated or unlaminated types.

ANNEXURE

Draft rules proposed to be made under section 17 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963).

1. **Short title and commencement.**—(1) These rules may be called the Export of Vinyl Film and Sheeting (Inspection) Rules, 1968.

(2) They shall come into force on the

2. Definition.—In these rules, unless the context otherwise requires—

(a) "Agency" means any one of the Export Inspection Agencies established at Cochin, Madras, Calcutta, Bombay and Delhi under Section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963).

(b) "Vinyl Film and Sheeting" shall mean printed or unprinted, unsupported flexible vinyl film and sheeting of laminated or unlaminated types.

3. **Basis of Inspection.**—Inspection of vinyl film and sheeting shall be carried out with a view to seeing that the consignment of vinyl film and sheeting intended for export conforms to the specifications stipulated in the export control as declared by the Exporter.

4. **Procedure of Inspection.**—(1) (a) An exporter intending to export vinyl film and sheeting shall give intimation in writing and shall submit an application along with the sample of vinyl film and sheeting of the same quality and design as is intended to be exported in accordance with the specifications stipulated in the export contract to the Agency.

(b) The application shall also indicate specifications of the sample in respect of—

(i) the thickness of the material,

(ii) the dimensions, width, quality and design.

(2) Every intimation and declaration under sub-rule (1) shall be given not less than 7 days before the expected date of shipment.

(3) On receipt of the application with the sample under sub-rule (1), the officer of the Agency shall inspect the consignment of vinyl film and sheeting in accordance with rule (3).

(4) After satisfying himself that the consignment of vinyl film and sheeting conforms to the declaration relating to the consignment, the office referred to in sub-rule (3) shall issue a certificate declaring the consignment as exportworthy.

5. **Place of Inspection.** Every inspection under these rules shall be carried out either—

(1) at the premises of the manufacturers of such products, or

(2) at the premises at which the goods are offered by the exporter provided adequate facilities for the purposes exist therein.

6. **Inspection Fee.**—Subject to a minimum of Rs. 15 and a maximum of Rs. 200 for each consignment, a fee at the rate of 30 paise for every one hundred rupees

of invoice value for each such consignment shall be paid as inspection fee under these rules.

7. **Appeal.**—(1) Any persons aggrieved by the refusal to issue a certificate under sub-rule (4) of rule 4 may within ten days of receipt of communication of such refusal prefer an appeal to a panel of experts consisting of not less than three persons appointed for the purpose by the Central Government.

(2) The decision of the panel on such appeal shall be final.

[No. 60(44)/Exp.Insp./66.]

A. C. BANERJEE, Jt. Secy.

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